

Subdivision Regulation Amendment No.: 20-01
Concerning: Rules of Interpretation –
Computing Time Periods
Draft No. & Date: 5 – 6/18/2020
Introduced: June 23, 2020
Public Hearing:
Adopted:
Effective:
Ordinance No.:

**COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND
SITTING AS THE DISTRICT COUNCIL FOR THAT PORTION OF
THE MARYLAND-WASHINGTON REGIONAL DISTRICT WITHIN
MONTGOMERY COUNTY, MARYLAND**

Lead Sponsor: Councilmember Riemer
Co-Sponsors: Councilmembers Friedson, Navarro, and Hucker

AN AMENDMENT to:

- Extend the validity period or deadlines of approved subdivisions that are unexpired at a certain date

By amending

Montgomery County Code
Chapter 50. “Subdivision of Land”
Division 50.2. “Interpretation and Defined Terms”
Section 2.1. “Rules of Interpretation”

Boldface	<i>Heading or defined term.</i>
<u>Underlining</u>	<i>Added to existing law by introduced Subdivision Regulation Amendment.</i>
[Single boldface brackets]	<i>Deleted from existing law by introduced Subdivision Regulation Amendment.</i>
<u>Double underlining</u>	<i>Added to the Subdivision Regulation Amendment by amendment.</i>
[[Double boldface brackets]]	<i>Deleted from existing law or the Subdivision Regulation Amendment by amendment.</i>
* * *	<i>Existing law unaffected by Subdivision Regulation Amendment.</i>

ORDINANCE

The County Council for Montgomery County, Maryland, sitting as the District Council for that portion of the Maryland-Washington Regional District in Montgomery County, Maryland, approves the following Ordinance:

Sec. 1. Chapter 50 is amended as follows:

* * *

Division 50.2. INTERPRETATION AND DEFINED TERMS

Section 2.1. Rules of Interpretation

The following rules of interpretation apply to this Chapter.

A. How to Compute Periods Measured in Months. If a period of time is measured in months, the period begins and ends on the same day of a month; however, if there are not enough days in the final month for this to be possible, the period ends on the final day of the final month.

B. How to Compute Periods Measured in Days. If this Chapter establishes a validity period or requires or allows a person to perform an act within a specific time period measured in days, the person must compute the deadline in the following manner:

1. If the period follows an event, count the day after the event as the first day of the period.
2. Count the remaining number of calendar days in the period; however, if the period is 7 days or fewer, omit Saturdays, Sundays, and legal holidays.
3. Do not count the last day if it is a Saturday, Sunday, legal holiday, or if the office where the person must file a document or perform an act is not open during the regular hours of that office on that day.
4. For unexpired applications approved before {effective date}, the validity period or the time period is 2 years after the period applicable to the approval.

C. Requirements to Act by a Specific Date.

1. If the law requires or allows a person to perform an act by a specific date, but the specific date is a Saturday, Sunday, or legal holiday, the

person may perform the act on the next day that is not a Saturday, Sunday, or legal holiday.

2. Any action required to be taken within a specific time period is measured from the date of a final agency action, or, if a party seeks judicial review of the agency action, from the date the court makes a final decision.

3. For unexpired applications approved before {effective date}, the specific date is 2 years after the date applicable to the approval.

* * *

Sec. 2. Effective Date. This amendment takes effect when it becomes law.

Approved:

Marc Elrich, County Executive

Date

This is a correct copy of Council action.

Selena Mendy Singleton, Esq.
Clerk of the Council

Date